

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GEROLD ESPARZA CENTENO,

Plaintiff,

v.

JOE LOMBARDO, et al.,

Defendants.

Case No.: 2:23-cv-01938-JAD-NJK

ORDER

Plaintiff has filed a motion requesting clarification of the Court's May 13, 2024, Order. Docket No. 16. The Court's Order explained that, although Plaintiff filed a financial certificate and a trust fund account statement, Plaintiff's request for *in forma pauperis* status was deficient because he "has not filed an application to proceed *in forma pauperis*." Docket No. 15 at 1. As the Order further explained, for an inmate like Plaintiff to apply for *in forma pauperis* status, he must submit three documents to the Court, including "a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court's approved form that is properly signed by the inmate twice on page 3."

The Court now clarifies that Plaintiff's request for *in forma pauperis* status is deficient because he has not yet filed an Application to Proceed in *Forma Pauperis* for Inmate, including the acknowledgement on page 3. In light of Plaintiff's *pro se* status, the Court grants Plaintiff one final extension until **July 5, 2024**, to complete and file this document.

Accordingly, for the reasons stated above,

IT IS ORDERED that Plaintiff's motion for clarification, Docket No. 16, is **GRANTED**, as explained in this order.

IT IS FURTHER ORDERED that, no later than **July 5, 2024**, Plaintiff must either pay the full \$405 filing fee or file a completed Application to Proceed in *Forma Pauperis* for Inmate, which is pages 1–3 of the Court's approved form, that is properly signed twice on page 3.

1 IT IS FURTHER ORDERED that, if Plaintiff fails to timely comply with this order, this
2 action will be subject to dismissal without prejudice. A dismissal without prejudice allows
3 Plaintiff to refile the case with the Court, under a new case number, when Plaintiff can file a
4 complete application to proceed *in forma pauperis* or pay the required filing fee.

5 The Clerk of Court is **INSTRUCTED** to send Plaintiff Gerold Esparza Centeno the
6 approved form application to proceed *in forma pauperis* for an inmate and instructions for the
7 same.

8 IT IS SO ORDERED.

9 DATED: June 4, 2024.

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13 NANCY J. KOPPE
14 UNITED STATES MAGISTRATE JUDGE
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